

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Benjamin Shelton	Team: Squad #11	CCRB Case #: 202005679	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Monday, 08/03/2020 11:00 PM, Monday, 08/03/2020 11:15 PM, Tuesday, 08/04/2020 12:13 AM	Location of Incident: § 87(2)(b) and the 101st Precinct stationhouse	Precinct: 101	18 Mo. SOL 2/3/2022	EO SOL 5/4/2022	
Date/Time CV Reported Tue, 08/04/2020 12:45 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 08/17/2020 11:53 AM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM Shaun Healy	14104	950577	101 PCT
2. POM Robert Amendola	26337	966937	101 PCT
3. POM Maura Moore	02005	924215	101 PCT
4. SGT Robert Nagle	02105	946051	101 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Allen Bonds	00395	966469	101 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Shaun Healy	Force: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Shaun Healy used physical force against § 87(2)(b)	§ 87(2)(b)
B.POM Shaun Healy	Discourtesy: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Shaun Healy spoke discourteously to § 87(2)(b)	§ 87(2)(b)
C.POM Robert Amendola	Discourtesy: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Robert Amendola spoke discourteously to § 87(2)(b)	§ 87(2)(b)
D.POM Shaun Healy	Abuse: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Shaun Healy threatened § 87(2)(b) with the use of force.	§ 87(2)(b)
E.POM Shaun Healy	Off. Language: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Shaun Healy made remarks to § 87(2)(b) based upon the gender of § 87(2)(b)	§ 87(2)(b)
F.POM Shaun Healy	Discourtesy: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Shaun Healy spoke discourteously to § 87(2)(b)	§ 87(2)(b)
G.POM Shaun Healy	Discourtesy: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Shaun Healy spoke discourteously to individuals.	§ 87(2)(b)
H.POM Robert Amendola	Discourtesy: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Robert Amendola spoke discourteously to individuals.	§ 87(2)(b)

Officer(s)	Allegation	Investigator Recommendation
I.POM Maura Moore	Abuse: On August 3, 2020, at the 101st Precinct stationhouse, Police Officer Maura Moore did not process § 87(2)(b) complaint regarding officers.	
J.SGT Robert Nagle	Abuse: On August 4, 2020, at § 87(2)(b) in Queens, Sergeant Robert Nagle did not process § 87(2)(b) complaint regarding officers.	

Case Summary

On August 4, 2020, § 87(2)(b) filed the following complaint over the phone with IAB, generating original log § 87(2)(b). On August 17, 2020, the CCRB received this complaint via IAB spinoff log § 87(2)(b).

On August 3, 2020, at approximately 11:00 p.m., § 87(2)(b) was shopping at a deli located at § 87(2)(b) in Queens when he engaged in a verbal dispute with a deli employee while PO Shaun Healy and PO Robert Amendola of the 101st Precinct were present. PO Healy told him to leave multiple times until he approached § 87(2)(b) and physically removed him from the deli to the sidewalk (**Allegation A: Force**, § 87(2)(g)). During a verbal exchange outside the deli, PO Healy told § 87(2)(b) other officers would "toss [his] ass again," "get the fuck out of here," "I don't give a fuck who you are," and "Oh, now I fucking get it" (**Allegation B: Discourtesy**, § 87(2)(g)). PO Amendola also told § 87(2)(b) "That's what I fucking thought" (**Allegation C: Discourtesy**, § 87(2)(g)). PO Healy removed his taser from its holster during the exchange (**Allegation D: Abuse of Authority**, § 87(2)(g)). PO Healy called § 87(2)(b) a "pussy" (**Allegation E: Offensive Language**, § 87(2)(g)). (**Allegation F: Discourtesy**, § 87(2)(g)). Inside the deli, PO Healy told an unidentified deli employee, "Nah, I don't like that shit. Don't fucking do that shit, you know what I'm saying? He's not tough, like, I've dealt with him for fucking nine years. He's not tough. He does this shit all the time. Yeah, he's a fucking," while PO Amendola stated, "Yeah, he does this shit all the time" (**Allegation G: Discourtesy**, § 87(2)(g)). § 87(2)(b) (**Allegation H: Discourtesy**, § 87(2)(g)). § 87(2)(b) walked to the 101st Precinct stationhouse and arrived at approximately 11:15 p.m. when he spoke to PO Maura Moore of the 101st Precinct and stated he wanted to file a complaint against PO Healy and PO Amendola. PO Moore allegedly just told § 87(2)(b) to return to the deli and call 911 (**Allegation I: Abuse of Authority**, § 87(2)(g)). § 87(2)(b) returned to the deli and called 911.

On August 4, 2020, at approximately 12:13 a.m., Sgt. Robert Nagle of the 101st Precinct responded to § 87(2)(b) where § 87(2)(b) told him he wanted to file a civilian complaint. Sgt. Nagle allegedly told him that he could not make the report (**Allegation J: Abuse of Authority**, § 87(2)(g)).

No arrests were made, nor summonses issued regarding this incident.

Video evidence was obtained from the body-worn cameras of PO Healy, PO Amendola, and Sgt. Nagle (BR 01-03) via the NYPD Legal Bureau, NYPD surveillance street cameras via the Technical Assistance Response Unit (TARU) which was deemed impertinent (BR 04), NYPD camera, and surveillance cameras at the 101st Precinct stationhouse via the NYPD Strategic Technology Division which was deemed impertinent (BR 05-06).

When attempting to obtain video evidence from the deli, the owner of the deli informed the investigation that footage from the incident date had already been deleted.

Findings and Recommendations

Allegation A – Force: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Shaun Healy used physical force against § 87(2)(b)

Footage from PO Healy's BWC is the only video evidence that captures this allegation (BR 01). The durational timestamp will be referenced. At 0:13, § 87(2)(b) can be seen in the background gesticulating and apparently speaking to a worker behind the deli counter. At 0:20, PO Amendola appears to be speaking with and gesticulating toward § 87(2)(b). At 0:30, PO Amendola takes a step toward § 87(2)(b). PO Healy moves forward, past PO Amendola, and approaches § 87(2)(b). It is apparent that § 87(2)(b) is speaking to PO Healy, and then moves away from the exit. At 0:41, PO Healy grabs § 87(2)(b) with at least his right hand, in an apparent hug-like grasp from behind. He either carries or guides § 87(2)(b) to the door and outside. Due to the proximity of the camera, the specific grasp is not depicted. At 0:46, on the sidewalk § 87(2)(b).

turns toward PO Healy. PO Healy's left hand appears to be grabbing § 87(2)(b) right shoulder or part of his shirt there and his right hand appears to be holding the chest of § 87(2)(b) shirt. He continues walking forward as § 87(2)(b) moves with him and pushes § 87(2)(b) from the curb into the street away from his person. At 0:57, as § 87(2)(b) walks toward the deli, PO Healy uses his right hand against § 87(2)(b) chest to push him a few steps backward and away from the deli.

§ 87(2)(b) stated he was at the deli to buy some snacks when one of the employees behind that deli was taking too long with his food, so he argued with the employee about the wait (BR 07). They had a minute-long verbal exchange that escalated to yelling but neither party used profanity nor threatened each other. PO Healy approached him and asked him to leave once or twice. § 87(2)(b) told him he would not leave because he was buying food. PO Healy wrapped his arms around § 87(2)(b) upper arms face-to-face and lifted § 87(2)(b) off the ground. PO Healy walked outside with § 87(2)(b) feet off the ground and placed him on the sidewalk.

The investigation sought phone statements from the deli employees but was informed by the owner that the only workers on duty at the time were unavailable as they were not currently working at the deli. The owner was provided a callback number for him to provide to his employees that witnessed the incident and to date, no deli employee has contacted the investigation.

PO Healy was getting water and coffee with PO Amendola at a deli at § 87(2)(b) in Queens when he observed § 87(2)(b) making a disturbance inside the deli by yelling and cursing at employees behind the counter, threatening them with bodily harm and stating he would make a mess inside the store (BR 08). PO Healy did not know what caused § 87(2)(b) agitation. The employees told him multiple times to leave but he refused and stated he would jump across the counter to beat them up. § 87(2)(b) presented an aggressive stance to the employees by expanding his chest and pushing it forward while moving his fists around his torso. PO Healy stated loudly and multiple times for him to leave but § 87(2)(b) ignored him. PO Healy believed § 87(2)(b) to be possibly intoxicated due to his aggressive behavior. PO Healy was familiar with § 87(2)(b) prior to this incident having interacted with him about ten times always to take law enforcement action with § 87(2)(b) but nothing from prior interactions informed his actions on scene and he did not recognize him until after this allegation. PO Healy approached § 87(2)(b) at the front of the store. He continued to ask him multiple times and § 87(2)(b) stated he did not have to leave and there was nothing PO Healy could do about it. § 87(2)(b) told PO Healy to “make” him leave. When it was clear that § 87(2)(b) would not comply, PO Healy described using one or two hands to hold one of § 87(2)(b) shoulders and walked toward the exit. PO Healy described himself using the minimal amount of force to take § 87(2)(b) outside but did not recall specifically how § 87(2)(b) physical reacted or if he took any independent footsteps. PO Healy did not recall placing his arms around § 87(2)(b) upper body and carrying him out of the store as alleged. PO Healy created distance with § 87(2)(b) on the sidewalk by placing his hands away from his person toward § 87(2)(b). He did not recall if he pushed § 87(2)(b) or forced him into the street off the sidewalk. PO Healy physically removed § 87(2)(b) from the deli because he threatened to assault the clerk multiple times, stated he refused to leave when told to, and due to keeping other patrons in the deli safe from any potential escalation or physical altercation. When presented the above-referenced footage, he explained both times he touched § 87(2)(b) as attempts to create distance with § 87(2)(b) for officer safety as § 87(2)(b) was being aggressive, but he did not intend for § 87(2)(b) to be in the street.

PO Amendola provided consistent testimony to PO Healy with the following additions and exceptions (BR 09). PO Amendola also told § 87(2)(b) three or four times to leave. § 87(2)(b) responded that he would leave when he wanted to leave and for PO Amendola not to tell him what to do. § 87(2)(b) used profanity. PO Amendola did not recall any indications that § 87(2)(b) was intoxicated or under the influence of any substances. PO Amendola did not recall observing PO Healy push § 87(2)(b) away from his person or seeing § 87(2)(b) in the street after guiding him outside.

The Threat, Resistance, Injury Case Folder associated with this incident, § 87(2)(b) generated by Sgt. Louie Malave and reviewed by Lt. Matthew Menze of the 101st Precinct, detailed PO Healy's physical interaction as "NO FORCE" against § 87(2)(b) though it described a physical guidance consistent with the video evidence and officer testimony, after Lt. Menze viewed the above-referenced video evidence (BR 10).

An officer may use reasonable force when gaining compliance of an uncooperative subject NYPD Patrol Guide 221-02 (BR 11). An officer's reasonable use of force to gain control of a subject is dictated by multiple factors including: the nature of the circumstances, actions taken by the subject, duration of the action, immediacy of the perceived threat, active resistance by the subject, potential evasion of arrest, number of subjects and their size/age/condition, any known violent history, the presence of a hostile crowd, and any apparent substance use NYPD Patrol Guide 221-01 (BR 12).

It is undisputed that § 87(2)(b) was causing a disturbance by yelling at a deli employee, though he denied making any threats of bodily harm as alleged by officers. § 87(2)(b) did not describe the deli employees as instructing him to leave the premises, but he admitted refusing officers' orders to do so. PO Healy cited safety concerns stemming from § 87(2)(b) verbal aggression and agitated demeanor, which had the potential to escalate. § 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

Allegation B – Discourtesy: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Shaun Healy spoke discourteously to § 87(2)(b)

Allegation C – Discourtesy: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Robert Amendola spoke discourteously to § 87(2)(b)

Footage from PO Healy's BWC captures his discourteous statements to § 87(2)(b) (BR 01). The durational timestamp will be referenced. At 1:05, § 87(2)(b) states PO Healy assaulted him, and he is going to "call the whole Precinct." PO Healy states they will come and "toss § 87(2)(b) ass again." PO Healy tells him several times to go. At 1:30, PO Healy re-enters the store briefly and PO Amendola remains outside near the door. PO Healy returns to the sidewalk and continues speak to § 87(2)(b). At 2:20, as officers re-enter the store and § 87(2)(b) remains outside, § 87(2)(b) yells inside the deli. PO Healy responds, "Yo, just get the fuck out of here. Just leave." § 87(2)(b) states he is going to follow the RMP, and PO Healy steps outside. At 2:32, § 87(2)(b) tells PO Healy to ask about § 87(2)(b) at the Precinct. PO Healy responds, "I don't give a fuck who you are... Oh, now I fucking get it."

Footage from PO Amendola's BWC captures his discourteous statement to § 87(2)(b) (BR 02). The durational timestamp will be referenced. At 0:20, after PO Healy briefly re-enters the deli for the first time and PO Amendola begins to follow him, PO Amendola states, "Exactly, that's what I fucking thought," after § 87(2)(b) appears to photograph his name plate and shield on his uniform.

§ 87(2)(b) did not raise these allegations.

PO Healy did not independently recall using profanity. When presented the above-referenced video evidence, he explained his use of profanity as due to the heat of the moment and to emphasize the seriousness of the situation to § 87(2)(b) due to the escalated and tense situation.

PO Amendola did not independently recall using profanity. When presented the above-referenced video evidence, he explained his use of profanity as due to the heat of the moment and to emphasize that § 87(2)(b) needed to go since the interaction was done.

Officers are committed to treating every citizen with compassion, courtesy, professionalism, and respect NYPD Patrol Guide 200-02 (BR 13). Discourteous language by an officer may also be justified when attempting to gain compliance with an order while attempting to maintain order during a stressful street encounter NYPD Disciplinary Case #79627/04 (BR 14).

Though both officers cited the need to emphasize their statements due to the context of their interaction with § 87(2)(b) the situation was never depicted by video evidence or described by officers as being out of order or a stressful street encounter. It appears that officers' manner of speech with § 87(2)(b) only made the situation more tense and combative, and served no legitimate law enforcement purpose. § 87(2)(g)

Allegation D – Abuse of Authority: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Shaun Healy threatened § 87(2)(b) with the use of force.

Footage from PO Amendola's BWC best depicts this allegation (BR 02). At 0:31, PO Healy's moves his left hand towards his left hip off-screen. He seems to lower it to his thigh again. § 87(2)(b) glances in the direction of PO Healy's left hand and states, "You sting me with that handgun, you're going to be wrong." PO Healy asks how he would be wrong since § 87(2)(b) was causing a disturbance and asked to leave. At 1:08, as officers re-enter the store, PO Healy holds his taser in his left hand and puts it in its holster.

§ 87(2)(b) stated that, after officers returned to the store and the doors were locked, PO Healy and PO Amendola stood at the front door. As he tried to get back into the store, PO Healy withdrew his taser and held it by his side pointing downward. § 87(2)(b) backed up from the door and walked away.

PO Healy did not independently recall handling his taser or threatening to use it. When presented the above-referenced footage, PO Healy could not explain what he was doing with his left hand when speaking with § 87(2)(b) or if he was holding anything at that point. He reiterated that he did not recall ever touching his taser or unholstering it during the incident.

PO Amendola did not recall PO Healy handling or unholstering his taser or making any verbal or physical threats of force.

A taser can be an effective means of subduing aggressive suspects and is classified as a less lethal device and is intended to augment and provide a greater margin of safety for MOS who might otherwise be forced to physically subdue a dangerous subject. A taser should only be used against persons who are actively resisting, exhibiting active aggression, or to prevent individuals from physically injuring themselves or other persons present. It is prohibited to use a CEW in situations that do not require the use of physical force NYPD Patrol Guide 221-08.

Though PO Healy could not confirm his handling of his taser, due to the depicted movements by PO Healy and statements by him and § 87(2)(b) consistent with PO Amendola's BWC showing him holding the taser as he re-enters the deli, the investigation credits § 87(2)(b) allegation that PO Healy unholstered his taser during their interaction. PO Healy was unable to explain whether it was appropriate to threaten use of his taser. However, based on § 87(2)(b) depicted aggression and non-compliance in the footage and the previous use of force by PO Healy against § 87(2)(b) in addition to his general disorderly and aggressive behavior in the presence of multiple other civilians, § 87(2)(g)

§ 87(2)(g)

Allegation E – Offensive Language: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Shaun Healy made remarks to § 87(2)(b) based upon the gender of § 87(2)(b)

Allegation F – Discourtesy: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Shaun Healy spoke discourteously to § 87(2)(b)

Footage from PO Healy's BWC captures this allegation (BR 01). The durational timestamp will be referenced. At 2:32, § 87(2)(b) tells PO Healy to ask about § 87(2)(b) at the Precinct. PO

Healy responds, "... Oh, that's who it is." At 2:41, as they continue to yell at each other, PO Healy calls § 87(2)(b) a "pussy," twice.

§ 87(2)(b) did not raise this allegation.

PO Healy did not independently recall calling § 87(2)(b) a "pussy." When presented the above-referenced video evidence, PO Healy stated he did so due to the heat of the moment and to emphasize the seriousness and heightened tension of the situation since now that § 87(2)(b) identified himself, PO Healy was aware of the potential danger in dealing with § 87(2)(b) due to seriousness of his violent crime history including assaulting his girlfriend and police officers.

Officers are prohibited from making disrespectful remarks to an individual concerning their gender NYPD Patrol Guide 203-10 (BR 15). Officers are committed to treating every citizen with compassion, courtesy, professionalism, and respect NYPD Patrol Guide 200-02

§ 87(2)(g)

Allegation G – Discourtesy: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Shaun Healy spoke discourteously to individuals.

Allegation H – Discourtesy: On August 3, 2020, at § 87(2)(b) in Queens, Police Officer Robert Amendola spoke discourteously to individuals.

Footage from PO Healy's BWC captures these allegations (BR 01). The durational timestamp will be referenced. At 3:35, after officers return inside and a deli employee locks the door, PO Healy tells the deli employee(s) that, "Nah, I don't like that shit. Don't fucking do that shit, you know what I'm saying? He's not tough, like, I've dealt with him for fucking nine years. He's not tough. He does this shit all the time. Yeah, he's a fucking-" PO Amendola states, "Yeah, he does this shit all the time."

§ 87(2)(b) did not raise allegation. When contact attempts were made to the deli to retrieve video evidence and/or witness testimony, the owner stated those workers on duty at the time were unavailable as they were not currently working at the deli, and he nor his employees were familiar with the incident. The owner took a callback number for anyone to contact the investigation if they wanted to provide testimony. To date, no employees from the deli have contacted the investigation.

PO Healy and PO Amendola did not independently recall using profanity with any deli employees. When presented the above-referenced footage, PO Healy could not confirm who he was speaking to but stated he was having a normal conversation after a stressful situation and PO Amendola stated he was in the heat of the moment and was explaining § 87(2)(b) history to the deli workers without meaning any discourtesy to them.

Officers are committed to treating every citizen with compassion, courtesy, professionalism, and respect NYPD Patrol Guide 200-02.

Though both officers blamed their discourteous language on the previous situation and neither intended any disrespect, the investigation cannot reach a conclusive finding without the testimony of those deli workers to whom they spoke to assess their interpretation of that language.

§ 87(2)(g)

Allegation I – Abuse of Authority: On August 3, 2020, at the 101st Precinct stationhouse, Police Officer Maura Moore did not process § 87(2)(b) complaint regarding officers.

No video evidence captures this allegation. Stationhouse footage was requested before the accurate time of allegation was confirmed and only captures events at the 101st Precinct stationhouse after § 87(2)(b) alleged visit there (BR 05-06) and does not depict PO Moore at any point. When the accurate time for this allegation was confirmed, it was past the 30-day retention period for stationhouse footage.

§ 87(2)(b) stated he went directly to the 101st Precinct stationhouse after his interaction with PO Healy and PO Amendola at the deli to file a complaint against both officers. He entered the vestibule and PO Moore sat on a chair there. § 87(2)(b) told him what happened at the deli and that he wanted to make a report. PO Moore told him to go back to the deli and call 911. He did not provide any other guidance on how to file a civilian complaint. Inside the vestibule for approximately one minute, § 87(2)(b) exited and walked back to the deli. § 87(2)(b) described the subject officer of this allegations an approximately 50-year-old, potentially bald, short heavysset black male in uniform.

The 101st Precinct's tour 3 roll call from the incident date details no other black male officers with stationhouse assignments (BR 20). The 101st Precinct's Interrupted Patrol Log on the incident date shows no officers on patrol returning to the stationhouse at the approximate incident time (BR 21).

PO Moore stated he was working at the stationhouse at the time of this allegation, stationed alone at a podium in the vestibule by the entrance to the stationhouse (BR 16). PO Moore did not recall speaking to any civilians during his tour. PO Moore described two ways a civilian could file a complaint with him against a police officer at the stationhouse: he would let the desk officer know who would process the complaint or PO Moore would provide them with a phone number for the CCRB. PO Moore did not recall taking any such steps to assist a civilian on the incident date. PO Moore did not recall telling § 87(2)(b) to go back to the deli and call 911 to make a complaint. PO Moore did not refuse any complaints against police officers by § 87(2)(b). PO Moore described himself as a 48-year-old black male standing at 5'5'' tall and weighing 220 pounds. He had a close buzzcut at the time of his CCRB interview.

The 101st Precinct Command Log shows no visits to the stationhouse by § 87(2)(b) on the incident date (BR 19).

PO Moore did not recall his interaction with § 87(2)(b) but denied refusing to take his complaint against PO Healy and PO Amendola. The investigation identified no other possible subject officers for this allegation based on police documentation. § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

Allegation J – Abuse of Authority: On August 4, 2020, at § 87(2)(b) in Queens, Sergeant Robert Nagle did not process § 87(2)(b) complaint regarding officers.

Footage from Sgt. Nagle's BWC addresses this allegation (BR 03). The durational timestamp will be referenced. At 4:00, § 87(2)(b) states he knows how he is "going to get" PO Healy, and mentions some "investigation shit, police complaint, whatever that shit is - What's that shit called?" Sgt. Nagle tells him CCRB, and § 87(2)(b) states he will do that. Sgt. Nagle offers to provide him the CCRB's number at the stationhouse and § 87(2)(b) tells him he has the number at home, but he appreciates the offer. § 87(2)(b) never requests to file a complaint with Sgt. Nagle and Sgt. Nagle never expresses any refusal or obstacles for § 87(2)(b) to file that complaint.

§ 87(2)(b) stated he returned to the deli and called 911 after his visit to the stationhouse. Sgt. Nagle arrived, and § 87(2)(b) explained the situation. Sgt. Nagle told § 87(2)(b) he could not make a report. He did not explain why. He did not explain any other ways for § 87(2)(b) to make a complaint.

Sgt. Nagle provided testimony consistent to his BWC footage.

§ 87(2)(b) allegation that Sgt. Nagle refused to process his complaint against PO Healy and PO Amendola was refuted by the video evidence and officer testimony. § 87(2)(g)

§ 87(2)(b)

Civilian and Officer CCRB Histories

- § 87(2)(b) [REDACTED]
[REDACTED]
 - [REDACTED]
[REDACTED]
 - [REDACTED]
[REDACTED]
 - [REDACTED]
[REDACTED]
- PO Healy has been a member-of-service for nine years and has been a subject in seven other CCRB complaints and 12 other allegations, two of which were substantiated (see officer history):
 - 201608480 involved substantiated allegations of physical force and a spoken discourtesy. The Board recommended Formalized Training for both and the NYPD declined to impose discipline for the physical force and imposed Instructions for the spoken discourtesy.
 - § 87(2)(g) [REDACTED]
[REDACTED]
- PO Amendola has been a member-of-service for two years and this is the first CCRB complaint to which he has been subject (see officer history).
- PO Moore has been a member-of-service for 21 years and has been a subject in six other CCRB complaints and eight other allegations, none of which were substantiated (see officer history):
 - § 87(2)(g) [REDACTED]
[REDACTED]
- Sgt. Nagle has been a member-of-service for 13 years and has been a subject in four other CCRB complaints and three other allegations, none of which were substantiated (see officer history):
 - § 87(2)(g) [REDACTED]
[REDACTED]

Mediation, Civil, and Criminal Histories

- § 87(2)(b) [REDACTED] did not respond to the investigations to confirm whether he would like to mediate this complaint.
- On December 10, 2020, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards this to complaint (BR 18)
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)] [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Squad: 11

Investigator: Benjamin Shelton Inv. Benjamin Shelton 2/9/22
Signature Print Title & Name Date

Squad Leader: Edwin Pena IM Edwin Pena 02/09/22
Signature Print Title & Name Date

Reviewer:

Signature

Print Title & Name

Date